

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Applicant(s) : William W. Henning
Serial No. : 10/722,287
Filed : November 25, 2003
Title : BASEBALL AREA
PROTECTION SYSTEM
AND METHOD
Group : 3635
Docket : AFI-FL 001 P2

CERTIFICATE OF SUBMISSION

I hereby certify this paper is being submitted
via EFS on this 12th day of October
by Mary E. Damico.

/ Mary E. Damico /

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

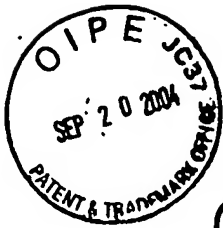
Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER MPEP §2001.06 (b) (c)

In accordance with MPEP §2001.06(b) and (c), Applicant directs the Examiner's attention to the fact that U.S. Patent No. D 516,360, which is a continuation-in-part of the above-identified application, was the subject of litigation Civil Action No. 8:06-cv-01100-T-23mss in the United States District Court for the Middle District of Florida, Tampa Division. The litigation was filed by the patent owner, Aer-Flo Canvas Products, Inc. (Plaintiff), against both Inland Tarp & Cover, Inc. and JustBaseball, Inc. (Defendants). The lawsuit was settled and/or dismissed prior to the exchange of any discovery. The Defendant, Tarp & Cover, Inc., agreed to cease manufacturing a product that Applicant ascertained was covered by the patent. The Examiner is invited to contact the undersigned at the number listed below should the Examiner desire any further information regarding the details of the settlement or dismissal between the Plaintiff or any of the Defendants

Although Applicant believes that no fee is required by filing this Statement, the Commissioner is authorized to charge any fees under 37 C.F.R. 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to **Deposit Account No. 50-1287**. Applicant hereby provides a general request for any extension of time which

/Michael Chambers/ (04/26/2007)



PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 3

Complete if Known

Application Number	10/722,287
Filing Date	11-25-2003
First Named Inventor	William W. Henning
Art Unit	
Examiner Name	
Attorney Docket Number	AFI-FL 001P2

U.S. PATENT DOCUMENTS

Examiner Initials [*]	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
/MC/		US- 3,862,876	01-28-1975	Graves	
		US- 4,272,575	06-09-1981	Egigian	
		US- 4,580,372	04-08-1986	Osborn	
		US- 4,634,618	01-6, 1987	Greer et al.	
		US- 4,682,447	07-28-1987	Osborn	
		US- 4,690,585	09-01-1987	Holmberg	
		US- 4,889,446	12-26-1989	Holmberg	
		US- 4,961,981	10-09-1990	Keegan	
		US- 5,364,156	11-15-1994	Zerow	
		US- 5,579,610	12-03-1996	Jackson	
		US- D379,081	05-06-1997	Wilson	
		US- D389,451	01-20-1998	Wilson	
		US- 6,363,661	04-02-2002	Myers	
		US- 6,394,528	05-28-2002	Hoenack	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials [*]	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				

Examiner
Signature

/Michael Chambers/ (04/26/2007)

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>		Complete If Known <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>10/722,287</td> </tr> <tr> <td>Filing Date</td> <td>11-25-2003</td> </tr> <tr> <td>First Named Inventor</td> <td>William W. Henning</td> </tr> <tr> <td>Group Art Unit</td> <td></td> </tr> <tr> <td>Examiner Name</td> <td></td> </tr> <tr> <td>Attorney Docket Number</td> <td>AFI-FL 001P2</td> </tr> </table>		Application Number	10/722,287	Filing Date	11-25-2003	First Named Inventor	William W. Henning	Group Art Unit		Examiner Name		Attorney Docket Number	AFI-FL 001P2
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Attorney Docket Number	AFI-FL 001P2														
Sheet	2	of	3												

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials ¹	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
/MC/		American Athletic. "Windscreens & Field Covers – American Athletic Baseball and Softball - Equipment, Pro" < http://www.aaibaseball.com/covers.htm >.	
		Austintown Fence Company. "Austintown Fence Company: Product Catalog" < http://www.afencecompany.com >.	
		BSN Sports. "esportsonline – 9013" < http://www.ssgecom.com >.	
		Cover Sports USA. "Athletic Field Cover – Cover Sports USA". < http://www.coversports.biz/fieldsaver.html >.	
		Covermaster Inc. "Covermaster – Masters in the Art of Sports Surface Covers – Seat covers, Windscreens". < http://www.covermaster.com >.	
		douglas. "Douglas Industries Covers" < http://www.Douglas-sports.com/BsCovers.htm >.	
		Hoover Fence Co. "Baseball Infield Covers – HOOVER FENCE COMPANY". < http://www.hooverfence.com/sports/bseball-softball/tarps.htm >.	
		J.A.Cissel Mfg. Co. "Courtmaster Baseball Field Covers & Fencing" < http://www.jacissel.net >.	
		M.A.S.A. Your Total Sport Source. "MASA Sporting Goods-Athletic Equipment and Sports Field Supplies. < http://www.masa.com >.	
		M.Putterman. "M. Putterman Vinyl Covers" Friday, 09/19/2003 < http://www.mputterman.com/vinyl.shtml >.	
/MC/		Missouri Turf Paint and Field Graphics. "Field Covers for Baseball and Softball" < http://www.missouriturfpaint.com/baseball_cb.html >.	

Examiner Signature	/Michael Chambers/ (04/26/2007)	Date Considered	
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Substitute for form 1449B/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	10/722,287
		Filing Date	11-25-2003
		First Named Inventor	William W. Hennino
		Group Art Unit	
		Examiner Name	
Sheet 3 of 3	Attorney Docket Number	AFI-FL 001 P2	

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
/MC/		NexTag Before You Buy. "Compare Prices at NexTag – Collegiate Pacific Team Sports, Sports, Outdoors,...". < http://www.nextag.com >.	
		Online Sports.Com "20' Circular Ultra-Lite Pitcher's Mound Cover from Collegiate Pacific. < http://www.onlinesports.com >.	
		ProMounds, Inc. "ProMounds: Athletic and Baseball Field Covers. < http://www.baseballmounds.com/fieldcovers.htm >.	
		SportsMaster. "SportsMasterinc – Baseball" < http://www.sportsmasterinc.com/baseball_athletic.htm >.	
		VPI Field Covers and Fencing. "VPI Field Covers and Fences" < http://www.sport2000.net/VPIfieldcovers_fencing.html >.	
↓		WeatherBeater by Colorado Lining. "CLI's WeatherBeater Athletic Field Covers and Products. < http://coloradolining.com/weatherbeater >.	
/MC/		Fence-Top Protection. "Baseball Field Covers - Windscreens." CoverSports USA. Philadelphia, PA 2001 Brochure (with attached Dealer Cover Pricing 1/1/02)	

Examiner Signature	/Michael Chambers/ (04/26/2007)	Date Considered	
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Substitute for ~~Small Business~~ **TRADEMAN**

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet		of
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Complete if Known

Application Number	10/722,287
Filing Date	11-25-2003
First Named Inventor	William W. Henning
Art Unit	3679
Examiner Name	
Attorney Docket Number	AFI-FL 001 P2

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

**Examiner
Signature**

/Michael Chambers/ (04/26/2007)

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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